

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 87 of 1996

STATE OF GUJARAT & ANR.

Versus

KASHIBEN WD/O MANALBHAI VELABHAI PATEL AND ORS.

Appearance:

MR SJ DAVE, AGP, FOR MR SP HASURKAR for Petitioner
NOTICE UNSERVED for Respondent No. 1 & 2
MR MUKESH PATEL, AGP for Respondent No. 3

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 09/08/1999

ORAL JUDGEMENT

1. It appears that respondent nos.1 and 2 have not been served with the Rule of the petition. However, in view of the order that now follows, in my opinion, it is not necessary to serve the said respondents inasmuch as the order would not be adverse to that party.

2. This petition arises from orders passed under the provisions of the Urban Land (Ceiling & Regulation) Act, 1976.

3. It is common ground on both sides that the State of Gujarat adopted the Urban Land (Ceiling & Regulation) Repeal Act, 1999 on 30th March 1999.

4. It is also common ground on both sides that by virtue of section 4 of the Repeal Act, all proceedings pending on the said date shall abate.

5. It is so found and accordingly held, and the present petition is disposed of accordingly.

6. Learned AGP states on instructions that the State of Gujarat will abide by the Circular issued by the State Government in the Revenue Department No.ULC/1099-602/V1

dated 15th April 1999.

7. Rule is accordingly discharged with no order as to costs. Interim relief if any stands vacated.

09.08.1999 (Y.B. BHATT J.)